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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant of:
Scott Bushman
Anastasia Lynn Oshelski Peterson
Edward Christopher Stewart
Curtis Warren Doss

Serial No.: 09/851,900

Filed: May 9, 2001

For: METHOD AND APPARATUS FOR
CONTROLLING FOCUS BASED ON A
THICKNESS OF A LAYER OF
PHOTORESIST

Group Art Unit: 1756

Examiner: YOUNG, Christopher G.

Atty. Dkt. No.: 2000.042200/TT3165

7/28/03
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APPEAL

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

07/15/2003 SDIRETA1 00000126 500786 09851900

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BOX AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING
37 C.F.R. 1.8**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: MAIL BOX AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:

07/08/03 Kathy Nanas
Date Signature

Sir:

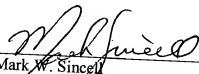
Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed April 29, 2003, finally rejecting claims 1-11 of the present invention. Applicants appeal the rejection of each of these claims.

The Assistant Commissioner is authorized to deduct the fee of \$320.00 to cover this Notice of Appeal from Williams, Morgan & Amerson, P.C. Deposit Account No. 50-0786/2000.042200.

Should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed material, or should an overpayment be included herein, the Assistant Commissioner is authorized to deduct or credit said fees from or to Williams, Morgan & Amerson, P.C. Deposit Account No. 50-0786/2000.042200.

Please date stamp and return the enclosed postcard to evidence receipt of this document.

Respectfully submitted,


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Date: 7/8/03



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